

Matthew J. Matagrano

04A5883

Wende Correctional Facility

3040 Wende Rd. Po. Box 1187

Alden, N.Y. 14004-1187

March 1, 2007

The Clerk shall ~~reissue~~ a summons for defendant Christenne

Hon. Randolph F. Trece A. Antenore and direct the US

U.S. Magistrate Judge Marshal to effect service on the

United States District Court defendant at NYS Dept. of Mental

Northern District of New York Hygiene. See Dist No 21.

James T. Foley United States Courthouse

445 Broadway

Albany, N.Y. 12201-2924

~~S. O'Brien~~ as per direction

of ~~Magistrate Trece~~

Dated: 3/20/07

~~M. Conan~~
Marguerite A. Conan, Esq.

Re: Matagrano v. Miles, et al.

NDNY, 05-cv-1459 (DNH) (RFT)

Dear Judge Trece:

Plaintiff has today received defendant's answer to the Second Amended Complaint. The answer advises plaintiff that defendant "Ms. Christine" has not been served and that on Jan 8, 2007 the marshal advised the Court that service couldn't be completed.


On July 11, 2006 in a letter to the Inmate Litigation Unit of the Syracuse Clerk's Office I advised the Court of the proper name of defendant 'Patrick' (Patrick Mullally) and defendant 'Ms. Christine' (Christine A. Antenore).

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On July 28, 2006, I wrote to MS. Marguerite A. Conan, Esq at the Syracuse Courthouse advising again the Court of the name of the two above defendants. On August 21, 2006, I wrote to Judge Hurd. When the U.S. Marshal Process Service USM 285 forms were submitted to the Clerk's office defendant 'ms. Christine' was identified on the form as Ms. Christine A. Antenore c/o Elmira Corr. FAC. I was never informed by the Court that this defendant had not been able to be served.

Therefore, I respectfully request that defendant Christine A. Antenore be served by the U.S. Marshal Service with the Second Amended Complaint.

Thank you for your consideration in this matter.

Respectfully Yours,

Matthew John Matagrano

Copy to:

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Syracuse, N.Y. 13204